

28398



TRANSMITTAL FORM

Application Number	09/994,182
Filing Date	November 26, 2001
First Named Inventor	Sebastian M. Csutak
Group Art Unit	2839
Examiner Name	Tam Le Thanh
Attorney Docket Number	SC11501TP P01
Total Number of Pages in this Submission	

ENCLOSURES		(check all that apply)
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-Related papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter with appropriate copies
<input type="checkbox"/> Extension of time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Response to Restriction Requirement
<input checked="" type="checkbox"/> Information Disclosure Statement, PTO/SB/08 & 6 References	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Associate Power of Attorney
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> RCE
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Kim-Marie Vo	Registration No.	50,714
Signature	<i>Kim-Marie Vo</i>		
Date	April 11, 2003		

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage thereon, as first-class mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on the date listed below:		
Typed or printed name	<i>Elaine Coy</i>	
Signature	<i>Elaine Coy</i>	Date <i>4/11/03</i>



FEE TRANSMITTAL

Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT

(\$) 180

Application Number

09/994,182

Filing Date

November 26, 2001

First Named Inventor

Sebastian M. Csutak

Examiner Name

Tam Le Thanh

Group Art Unit

2839

Attorney Docket No.

SC11501TP P01

Complete if Known

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:

Deposit Account Number

502117

Deposit Account Name

Motorola, Inc.

- ☒ Charge Any Additional Fee required under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Previously Paid**	Extra Claims	Fee from below	Fee Paid
Independent Claims	20	3	18	84

Multiple Dependent

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	* Reissue independent claims over original patent
1205	18	2205	9	* Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**OR NUMBER PREVIOUSLY PAID, IF GREATER THAN STANDARD ALLOWANCE.

*For Reissues, see above

SUBMITTED BY

Name (Print/Type)

Kim-Marie Vo

Signature

Kim-Marie Vo

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee	Fee	Fee	Fee	Fee Description
Code (\$)	Code (\$)	Code (\$)	Code (\$)			
1051	130	2051	65			Surcharge - late filing fee or oath
1052	50	2052	25			Surcharge - late Provisional filing
1053	130	1053	130			Non-English specification
1812	2520	1812	2520			For filing a request for ex parte Reexamination
1804	920*	1804	920*			Requesting publication of SIR prior to Examiner action
1805	1840*	1805	1840*			Requesting publication of SIR after Examiner action
1251	110	2251	55			Extension for reply within first month
1252	410	2252	205			Extension for reply within second month
1253	930	2253	465			Extension for reply within third month
1254	1450	2254	725			Extension for reply within fourth month
1255	1970	2255	985			Extension for reply within fifth month
1401	320	2401	160			Notice of Appeal
1402	320	2402	160			Filing a brief in support of an appeal
1403	280	2403	140			Request for oral hearing
1451	1510	1451	1510			Petition to institute a public use proceeding
1452	110	2452	55			Petition to revive - unavoidable
1453	1300	2453	650			Petition to revive - unintentional
1501	1300	2501	650			Utility issue fee (or reissue)
1502	470	2502	235			Design issue fee
1503	630	2503	315			Plant issue fee
1460	130	1460	130			Petitions to the Commissioner
1807	50	1807	50			Processing fee under 37 CFR 1.17(c)
1806	180	1806	180			Submission of IDS
8021	40	8021	40			Recording each patent assignment per property (times number of properties)
1809	750	2809	375			Filing a Supplication after final rejection (37 CFR § 1.129(a))
1810	750	2810	375			For each additional invention to be examined (37 CFR § 1.129(b))
1801	750	2801	375			Request for Continued Examination (RCE)
1802	900	1802	900			Request for expedited examination of a design application

Other fee (specify)

* Reduced by Basic Filing Fee paid

SUBTOTAL (3) (\$) 180

Complete (if applicable)

Registration No.

50,714

Telephone

(512) 996-6839

Date

April 11, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sebastian M. Csutak Group Art Unit: 2839
Application No.: 09/994,182 Examiner: Tam Le Thanh
Date Filed: November 26, 2001 Docket No.: SC11501TP P01
Title: OPTICAL DEVICE AND METHOD THEREFOR

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO:
COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231, ON: 4/11/03 Date of Deposit

MOTOROLA INC.

Name of Assignee

Elaine Cox
SIGNATURE

4/11/03
DATE

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner For Patents
Washington, D.C. 20231

SIR:

In accordance with 37 C.F.R. §1.56 and in compliance with 37 C.F.R. §§1.97 and 1.98, the references listed on attached Form PTO/SB/08 and/or subsequently identified herein, are being submitted herewith for consideration by the United States Patent and Trademark Office.

I. COPIES

- a. ☒ A legible copy of (i) each U.S. and foreign patents; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed, is included herewith.
b. ☐ Any patents, publications or other information which are listed on PTO/SB/08 which are not enclosed herewith were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. §120:

U.S. Serial Number

U.S. Filing Date

II. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

- a. ☒ Except as may be indicated below in (b) of this section, all of the patents, publications or other information are in the English language (concise explanation not required).
b. ☐ A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
c. ☐ The following additional information is provided for the Examiner's consideration:

III. ☐ CROSS REFERENCE TO RELATED APPLICATION(S)

The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this (these) application(s) to the Examiner's attention, Applicant(s) does/do not waive the confidentiality provisions of 35 U.S.C. §122.

Serial No.

Filing Date

Art Unit

04/17/2003 DEMMANU1 00000002 502117 09994182

01 FC:1806 180.00 CH

FEES

- IV. ☐ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(b): (check one box)
- a. ☐ within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) (37 C.F.R. §1.97(b)(1)). No fee or statement is required.
 - b. ☐ within three months of the date of entry of the national stage as set forth in § 1.491 in an international application (37 C.F.R. §1.97(b)(2)). No fee or statement is required.
 - c. ☐ before the mailing date of a first Office Action on the merits (37 C.F.R. §1.97(b)(3)). No fee or statement is required.
 - d. ☐ before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114 (37 C.F.R. § 1.97(b)(4)). No fee or statement is required.
- V. ☒ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(c): (check one box)
before the mailing date of any of a Final Office Action under 37 C.F.R. §1.113, a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (See 37 C.F.R. §1.97(c)).
- a. ☒ No statement; therefore, charge Deposit Account **502117** the fee set forth in 37 C.F.R. §1.17(p).
 - b. ☐ See the statement below. No fee is required.
- VI. ☐ THIS IDS IS BEING FILED UNDER 37 C.F.R. §1.97(d):
on or before payment of the issue fee and is accompanied by the following:
- 1) a statement under 37 C.F.R. §1.97(e) as provided below; and
 - 2) charge Deposit Account **502117** the petition fee set forth in §1.17(p).
- VII. ☐ STATEMENT UNDER 37 C.F.R. §1.97(e) (check only one box, if applicable)
The undersigned hereby states that
- a. ☐ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of IDS; or
 - b. ☐ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and to knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement, or
 - c. ☐ some of the items of information contained in the IDS were cited in a communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement.
- VIII. PAYMENT OF FEES
- ☐ A check in the amount of _____ is enclosed for the above-identified fee(s).
 - ☒ Please charge Deposit Account No. **502117** in the amount of \$180.00 for the above-indicated fee(s).
 - ☒ If Applicant has overlooked any additional fees, or if any overpayment has been made, the Commissioner is hereby authorized to credit or debit Deposit Account **502117**.
 - ☐ Two Copies of this paper are attached for Deposit Account charges and debits.

The above references are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in a combination, to a person of ordinary skill in the art.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. **502117**.

Respectfully submitted,
Sebastian M. Csutak



Kim-Marie Vo
Agent for Applicant(s)
Reg. No. 50,714
Tel. (512) 996-6839

MOTOROLA, INC.
Customer Number 23125

Enclosures:



PTO/SB/08
References
Other:



Please type a plus sign (+) inside this box

☒

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

15

1

Complete if Known

Application Number

09/994.162

Filing Date

November 26, 2001

First Named Inventor

Sebastian M. Csutak

Group Art Unit

2839

Examiner Name _____

Tam Le Thanh

Attorney Docket Number

SC11501TP P01

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner
Signature

Date _____

Considered

EXAMINER. Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation, if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English Language Translation is attached.